



General Secretariat
of the Council

Brussels, 14 July 2014

CM 3636/14

PROAPP
JAI
CATS
SCHENGEN
COMIX

COMMUNICATION

REQUEST FOR CONTRIBUTION

From:	Presidency
To:	Delegations
Contact:	nicola.murphy@consilium.europa
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Subject:	Follow up to the meeting of the Friends of Presidency Group on the application of Article 10 of Protocol 36 to the Treaties (PROAPP) of 14 July 2014

Following the meeting of 14 July, the Presidency wishes to invite delegations to submit observations and comments in respect of the following:

1. Obsolete Acts

Under its terms of reference, the Group has been tasked with scrutinising the list of the former third pillar acquis presented by the Commission and as part of this exercise to *"examine whether any of these acts are such that it can be unequivocally considered that they are obsolete or of such character that they could be repealed without causing any concern as regards the practical operability or coherence in the area of freedom, security and justice"*. The Presidency invites delegations to identify any measures from the Commission's list, Schengen or non-Schengen, which meet this criteria and submit to the General Secretariat (nicola.murphy@consilium.europa.eu) by

10 September 2014.

2. Financial Consequences of the UK Opt-out

Article 10(4) of Protocol 36 provides that the Council, acting by a qualified majority on a proposal from the Commission, may "adopt a decision determining that the UK shall bear the *direct financial consequences*, if any, *necessarily and unavoidably incurred* as a result of the cessation of its participation in those acts". The Presidency invites delegates to notify the General Secretariat (nicola.murphy@consilium.europa.eu) of any relevant financial consequences in this regard by **25 August 2014**.

The next meeting of the FOP will take place in the second half of September, exact date to be confirmed.
